IN THE HIGH COURT OF JUDICATURE AT BOMBAY

ORDINARY ORIGINAL CIVIL JURISDICTION

WRIT PETITION NO.1589 OF 2004

Chandulal J. Ambani & Ors. ....Petitioners

Versus

Maharashtra Housing & Area
Development Authority & Ors. ....Respondents

Mr.A. C. Singh with Mr.D. R. Shah for the Petitioners.
Ms.Geeta Shahstri, A. G. P. for Respondent No.1.
Ms.Aruna Savla for Respondent No.2.

CORAM : DALVEER BHANDARI, C.J. &
S.J. VAZIFDAR, J.
DATE : 1ST JULY, 2005.

P.C. :

The learned counsel appearing for the Petitioners wishes to withdraw this Petition in order to file a Petition before the Small Causes Court. Leave as prayed is granted. The learned counsel appearing for the Petitioners submits that there would be some delay

in filing the Appeal before the Small Causes Court.

2. We direct the Small Causes Court to deal with in accordance with law. Looking to the peculiar facts and circumstances of the present case, the delay, if any, in filing the Appeal shall be condoned by the Small Causes Court, provided the Appeal is filed within four weeks from today. This Petition is dismissed as withdrawn.

CHIEF JUSTICE

S.J. VAZIFDAR, J.